



DECLARATION FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

#3

I believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHOD AND APPARATUS FOR NOISE REDUCTION, PARTICULARLY IN HEARING AIDS
the specification of which (check one)

___ is attached hereto X was filed on April 16, 1998 as Application Serial No. 09/060.825
and was amended on _____

I hereby state that I have reviewed and understand the contents of the above identified specifications, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, S1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, S119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

<u>(Number)</u>	<u>(Country)</u>	<u>(Day/Month/Year Filed)</u>	<u>Yes</u>	<u>No</u>
___ Additional applications identified on attached sheet.				

I hereby claim the benefit under Title 35, United States Code, S120 of any United States Application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code S112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, S1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

<u>Application Serial No.</u>	<u>Filing Date</u>	<u>Status - Patented, pending, abandoned</u>
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I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

<u>60/041,991</u>	<u>April 16, 1997</u>
<u>Application Serial No.</u>	<u>Filing Date (MM/DD/YYYY)</u>

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office in connection therewith:

Daniel R. Bereskin	22,257	Timothy J. Sinnott	31,083	Robin L.A. Coster	38,016
Richard J. Parr	22,836	H. Samuel Frost	31,696	Michael E. Charles	38,036
David W.R. Langton	27,747	Philip Mendes da Costa	33,106	Micheline Gravelle	40,261
H. Roger Hart	26,426	Robert B. Storey	33,108	Robert H.C. MacFarlane	40,366
C. Lloyd Sarginson	29,245	All of Bereskin & Parr	22,533	Andrew I. McIntosh	40,453

Address all telephone calls to H. Samuel Frost at Telephone No. (416) 364-7311. Address all correspondence to Bereskin & Parr, Box 401, 40 King Street West, Toronto, Ontario, Canada M5H 3Y2

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such wilful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF SOLE OR FIRST INVENTOR ROBERT BRENNAN	INVENTOR'S SIGNATURE 	DATE JUL 3, 1998
RESIDENCE 19 MCKENZIE AVENUE, KITCHENER, ONTARIO, CANADA, N2H 2A7		CITIZENSHIP CANADIAN
POST OFFICE ADDRESS SAME AS ABOVE		

___ See attached sheet for similar information and signature for additional joint inventors.

Applicant or Patentee: Robert Brennan

Serial or Patent No.: 09/060,825

Filed or Issued: April 16, 1998

For: Method and Apparatus for Noise Reduction, Particularly in Hearing Aids

#3
Attorney's
Docket No: 10494-010

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27 (c)) - SMALL BUSINESS CONCERN

I hereby declare that I am

the owner of the small business concern identified below:

an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN dspfactory Ltd.

ADDRESS OF CONCERN 80 King Street South, Suite 206, Waterloo, Ontario, Canada, N2J 1P5

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled Method and Apparatus for Noise Reduction, Particularly in Hearing Aids by inventor(s) Robert Brennan described in

- ☐ the specification filed herewith
☒ application serial no. 09/060,825, filed April 16, 1998.
☐ patent no. _____, issued _____.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME _____ ADDRESS _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

NAME _____ ADDRESS _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28 (b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Dan Murray
TITLE OF PERSON OTHER THAN OWNER President and C.O.O.
ADDRESS OF PERSON SIGNING 18 Waterbridge Ct., Kitchener, Ontario, Canada N2P2A7
SIGNATURE [Signature] DATE July 13, 1998